

*Electronically Filed on
December 15, 2006*

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Trust; Baltes Company; Kehl Family Members;
Judith L Fountain Irrevocable Trust Dated
8/26/97; and Mojave Canyon, Inc.

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

USA CAPITAL REALTY ADVISORS, LLC, Debtor.

USA CAPITAL DIVERSIFIED TRUST DEED FUND,
LLC, Debtor.

USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

USA SECURITIES, LLC,
Debtor.

Affects:

- ☒ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

Chapter 11

**JOINDER IN OFFICIAL
COMMITTEE OF DIRECT
LENDERS' OPPOSITION TO
MOTION FOR APPROVAL OF
PROCEDURES REGARDING
ASSIGNMENTS OF DIRECT
LENDERS' INTERESTS IN LOANS
(AFFECTS ALL DEBTORS)**

Hearing Date: December 19, 2006
Hearing Time: 10:00 a.m.

The Objecting JV Creditors, Robert J. Kehl, Ruth Ann Kehl, Daniel J. Kehl, Kehl Development, Kevin Kehl, Kevin Kehl for Susan L. Kehl, Kevin Kehl for Andrew Kehl, Warren Hoffman Family Investments, LP, Judy A. Bonnet, Robert A. Kehl and Tina M. Kehl, Krystina L. Kehl, Christina M. Kehl, Kevin McKee, Cynthia Winter, Charles B. Anderson Trust, Rita P.

1 Anderson Trust, Baltes Company, Judith L Fountain Irrevocable Trust Dated 8/26/97, and Mojave
2 Canyon Inc., by and through their counsel, Janet L. Chubb, Esq., and Louis M. Bubala III, Esq., of
3 Jones Vargas, join in the Opposition to Motion for Approval of Procedures Regarding
4 Assignments of Direct Lenders' Interest in Loans filed by the Official Committee of Holders of
5 Executory Contract Rights through USA Commercial Mortgage Company on December 4, 2006.

6 DATED this 15th day of December, 2006.

7 JONES VARGAS

8
9 By: //s// Janet L. Chubb
10 JANET L. CHUBB, ESQ.
11 LOUIS M. BUBALA, ESQ.

12 Attorneys for Objecting JV Creditors
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CERTIFICATE OF SERVICE

1. We filed and served the following document(s) on December 15, 2006:

**JOINDER IN OFFICIAL COMMITTEE OF DIRECT LENDERS'
OPPOSITION TO MOTION FOR APPROVAL OF PROCEDURES
REGARDING ASSIGNMENTS OF DIRECT LENDERS' INTERESTS
IN LOANS**

Hearing Date: December 19, 2006

Hearing Time: 10:00 a.m.

2. Upon filing, I served the above-named document(s) by the following means to the persons as listed below:

■ a. **ECF System** (attach the "Notice of Electronic Filing" or list all persons and addresses):

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9 b. **United States mail, postage fully prepaid** (list persons and addresses):

9 c. **Personal Service** (list persons and addresses):
 I personally delivered the document(s) to the persons at these addresses:

9 For a party represented by an attorney, delivery was made by handing the document(s) to the attorney or by leaving the document(s) at

the attorney's office with a clerk or other person in charge, or if no one is in charge by leaving the document(s) in a conspicuous place in the office.

9 For a party, delivery was made by handing the document(s) to the party or by leaving the document(s) at the person's dwelling house or usual place of abode with someone of suitable age and discretion residing there.

- d. **By direct email (as opposed to through the ECF System)** (list persons and email addresses):

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- 9 e. **By fax transmission** (list persons and fax numbers):

Based upon the written agreement of the parties to accept service by fax transmission or a court order, I faxed the document(s) to the persons at the fax numbers listed below. No error was reported by the fax machine that I used. A copy of the record of the fax transmission is attached.

- 9 f. **By messenger:**

I served the document(s) by placing them in an envelope or package addressed to the persons at the addresses listed blow and providing them to a messenger for service. (A declaration by the messenger must be attached to this Certificate of Service).

I declare under penalty of perjury that the foregoing is true and correct.

DATED this 15th day of December, 2006.

Cheryl Byrne
Name

//s// Cheryl Byrne
Signature